

ILENE J. LASHINSKY (#003073)  
United States Trustee  
District of Arizona

UNITED STATES BANKRUPTCY COURT

DISTRICT OF ARIZONA

In re: ) Chapter 11  
 )  
NIMBUS BREWING COMPANY, LLC, ) No. 4:12-bk-08122-EWH  
 )  
 )  
 ) OBJECTION BY UNITED STATES  
 ) TRUSTEE TO DEBTOR'S  
 ) DISCLOSURE STATEMENT  
 )  
Debtor. )  

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Hearing Date: August 13, 2013  
Time: 3:00 p.m.  
Location: 38 S. Scott Ave.  
Courtroom 446

The United States Trustee for the District of Arizona, Region 14 ("UST") by and through her attorney undersigned, and pursuant to 28 U.S.C. § 586(a)(3)(B), in addition to 11 U.S.C. § 307, hereby objects to the proposed Disclosure Statement ("disclosure statement") filed by the debtor, because it fails to include the following items:

1. The present condition of the debtor; specifically, the debtor is delinquent in the filing of monthly operating reports for May and June, 2013, and its July report will be delinquent as of August 16, 2013. See In re Scioto Valley Mortg. Co., 88 B.R. 168, 170-171 (Bankr. S.D.Ohio 1988); In re Metrocraft Pub. Services, Inc., 39 B.R. 567, 568 (Bankr. N.D.Ga. 1984); and In re A.C. Williams Co., 25 B.R. 173, 176 (Bankr. N.D.Ohio 1982).

1           2. The compensation of any insiders under the plan. See

2           In re Scioto Valley Mortg. Co., 88 B.R. 168, 172 (Bankr. S.D.Ohio 1988).

3           3. The UST also believes that the objection grounds set  
4 forth by Login (at docket number 106) and numbers I and III by Reward  
5 Networks (at docket number 105) are well taken.

6           WHEREFORE, the United States Trustee respectfully requests  
7 that the Disclosure Statement not be approved at this time.

8           RESPECTFULLY SUBMITTED this 9th day of August, 2013.

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10           ILENE J. LASHINSKY  
11           United States Trustee  
12           District of Arizona

13           CHRISTOPHER J. PATTOCK  
14           Trial Attorney

15           Copies of the foregoing mailed on  
16           the 9th day of August, 2013, to:

17           Eric Slocum Sparks, Esq.  
18           Eric Slocum Sparks, PC  
19           110 S. Church Avenue, #2270  
20           Tucson, AZ 85701

21           Nimbus Brewing Company, LLC  
22           3850 E. 44<sup>th</sup> Street  
23           Tucson, AZ 85713